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OFFICE OF PETITIONS

In re Application of
Stelter, et al.
Application No. 10/054,514
Filed: November 13, 2001
Attorney Docket No. MBHB00-1150

ON PETITION

This is a decision on the petition under 37 CFR 1.137(a), filed August 24, 2004 (certificate of mailing date August 20, 2004), to revive the above-identified application.

The above-identified application became abandoned for failure to timely submit the issue fee and publication fee in response to the Notice of Allowance, mailed April 9, 2001, which set a statutory period for reply of three (3) months. While petitioners timely submitted a Part B - Fee Transmittal on April 16, 2004 (certificate of mailing date of April 13, 2004), petitioners did not include deposit account information. Therefore, the above-identified application became abandoned on July 10, 2001. A Notice of Abandonment was mailed on August 9, 2004.

Petitioner has shown that the delay in paying the issue fee and publication fee was unavoidable. The petition is **GRANTED**.

The application file will be forwarded to Publications Branch for processing into a patent.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.

E. Shirene Willis
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Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy